

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS
JANUARY 21, 2009

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, January 21, 2009, at 7:00 p.m.**, in the Legislative Room 203, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:00 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present: Warpinski, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Dantine, La Violette, Andrews, Kaster, Williams, Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund

Excused: De Wane, Knier, Fewell

Supervisor Vander Leest arrived at 7:05 p.m. and Supervisor Johnson arrived at 7:10 p.m.

Total Present: 23 Total Excused: 3

**** Presentations ****

Commendation to Nancy Anderson, County Board Executive Secretary

Presentation by the Brown County Drug Task Force

No. 1 -- ADOPTION OF AGENDA.

A motion was made by Supervisor Warpinski and seconded by Supervisor Johnson **"to adopt the agenda"**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 2 -- COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY.

Dave Boyce, Navarino Neighborhood Association, 123 S. Quincy Street, spoke on drug use and buying of drugs in the area. He spoke in detail of his experience in attempting to get the Police Department or 911 to respond to what Mr. Boyce feels was a drug buy at that time. Chairman Zima assured Mr. Boyce that his concern would be looked into.

No. 3 -- APPROVAL OF MINUTES OF COUNTY BOARD OF DECEMBER 17, 2008

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck **"to approve."** Motion carried unanimously with no abstentions.

No. 4 -- ANNOUNCEMENTS BY SUPERVISORS.

Chairman Zima wished Pat Evans a Happy "40th" Birthday.

Supervisor Evans wished Guy Zima a Happy "Belated" Birthday.

Supervisor Evans also wanted to formally congratulate his constituents, Vince and Rae Nickals, who were named as the "Press Gazette Everyday Hero" in the Family Category.

Supervisor Evans announced Brown County Human Services is currently seeking any donations for the Brown County Community Treatment Center. Their goal is to raise \$415,000 in donations..

Supervisor Clancy stated that Bay Lakes Regional Planning met at the Airport. Mr. Clancy added a thank you to the Airport Director and Staff for the tour of the Airport and equipment used to make the Airport a safe place. Supervisor Clancy added the Planning Committee was very impressed with the Airport's functions and security.

No. 5 -- COMMUNICATIONS. NONE. LATE COMMUNICATIONS:

No. 5a -- FROM SUPERVISOR EVANS REGARDING: REQUEST A REVIEW OF THE STANDARD AND SUPPLEMENTAL PAYMENTS TO FOSTER CARE FAMILIES. THERE IS AN ISSUE AS TO IF THE SUPPLEMENTAL PAYMENTS ARE SUFFICIENT FOR SOME OF THE FAMILIES WHO ARE CARING FOR DIFFICULT AND/OR SPECIAL NEEDS CHILDREN.

Refer to Human Services Committee.

No. 5b -- FROM SUPERVISOR WETZEL REGARDING: REQUEST FOR VIDEO ACCESS OF FULL BROWN COUNTY BOARD OF SUPERVISORS MEETINGS ON THE OFFICIAL BROWN COUNTY WEBSITE.

Refer to Administration Committee.

No. 5c -- FROM SUPERVISOR DANTINNE REGARDING: REVIEW THE PROCESS BROWN COUNTY HIGHWAY USES TO PURCHASE GRAVEL, SAND, ETC.

Refer to Administration Committee.

No. 5d -- FROM SUPERVISOR DANTINNE REGARDING: REVIEW THE PROCESS WE USE TO PURCHASE MEDICAL SUPPLIES.

Refer to Administration Committee.

No. 5e -- FROM SUPERVISOR LANGAN REGARDING: WOULD LIKE BROWN COUNTY TO LOOK INTO THE PROBLEM OF A SITUATION OCCURRING IN OUR COUNTY CALLED "PHARMING". YOUNG PEOPLE ARE RAIDING THEIR RELATIVES MEDICINE CABINETS, STEALING THEIR PRESCRIPTION MEDICATION, COMBINING THESE MEDICINES TO USE OR SHARE WITH FRIENDS. I WOULD LIKE A CONSIDERATION FOR

PUBLIC SERVICE ANNOUNCEMENTS TO EDUCATE OUR ADULT POPULATION.

Refer to Public Safety Committee.

- No. 5f -- FROM SUPERVISOR KASTER REGARDING: REQUEST DISCUSSION AND POSSIBLE ACTION WITH REGARDS TO THE DUMPING OR STOCKPILING OF SNOW WITHIN OR AROUND FLOOD AREAS, WET LANDS AND SHORELINES.**

Refer to Planning, Development and Transportation Committee.

- No. 6 -- APPOINTMENTS BY COUNTY EXECUTIVE.**

- No 6a -- CONFIRMATION OF JOHN LUETSCHER AS CORPORATION COUNSEL.**

A motion was made by Supervisor Evans and seconded by Supervisor Andrews “to confirm the above appointment”. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Warpinski and seconded by Supervisor Lund “to suspend the rules to approve appointments 6b thru 6f in one vote”. Voice vote taken to suspend the rules. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Lund and seconded by Supervisor La Violette “to approve the appointments 6b thru 6f”. Voice vote taken. Motion carried unanimously with no abstentions.

- No. 6b -- REAPPOINTMENT OF TOM DIEDRICK AND JUDY PARRISH AND APPOINTMENT OF KEITH PAMPERIN TO AGING & DISABILITY RESOURCE CENTER BOARD.**

- No. 6c -- APPOINTMENT OF SUPERVISOR CAROLE ANDREWS TO EMS COUNCIL.**

- No. 6d -- APPOINTMENT OF KEITH PAMPERIN TO EQUAL OPPORTUNITIES IN HOUSING COMMISSION.**

- No. 6e -- REAPPOINTMENT OF TOM MEINZ TO GREEN BAY METROPOLITAN SEWERAGE DISTRICT.**

- No. 6f -- REAPPOINTMENT OF DR. JAY TIBBETTS TO BOARD OF HEALTH.**

- No. 7a -- REPORT BY COUNTY EXECUTIVE.**

County Executive Hinz thanked the County Board for the vote supporting John Luetscher as Corporation Counsel. Mr. Hinz added that Attorney Luetscher is a great addition to his staff.

Executive Hinz explained that January 6th through January 8th Organizational Training for Brown County Management Staff was conducted through NWTC and 45 staff attended. He explained how pleased he was with the participation and attendance of this training.

Mr. Hinz announced that the Office of Energy awarded Brown County \$50,000 to conduct an energy audit.

Executive Hinz announced that the Brown County Drug Court was awarded a \$3,000 grant for the Drug Court Coordinator to attend the Drug Court Institute in Nashville.

Mr. Hinz mentioned that the 2008 Advance Booklet is on each desk. This Booklet explains the many functions and contributions the Advance Program performs in our Community.

County Executive Hinz announced that the Veteran's Services Office has been relocated to the 3rd floor of the Northern Building. This move will allow veterans more confidentiality.

Executive Hinz announced the Homeless Task Force Subcommittee headed by Wendy Scattergood, of St. Norbert College will be tracking a group of 6 homeless individuals to observe how these individuals use the Human Services System.

No. 7b -- REPORT BY BOARD CHAIRMAN.

Chairman Zima thanked Vice Chair Mary Scray for all her efforts during the changeover of staff in the County Board Office.

Mr. Zima appealed to the Press Gazette to please check their figures and facts when reporting on County business. Chairman Zima referred to a particular item that Chairman Zima said contained incorrect facts.

No. 8 -- OTHER REPORTS. None.

No. 9 -- STANDING COMMITTEE REPORTS

No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF DECEMBER 18, 2008

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on December 18, 2008, and recommends the following motions:

1. Review minutes of:
 - a. Housing Authority (9/15/08 & 10/20/08).
Receive & place on file.
2. Presentation by Mike Blaska, Director of Programs & Services for WCA, re: Boston Mutual Insurance. (A new program, the Employee Life Option (ELO), a new and valuable employee benefit.) No Action.
3. After presentation, request action to adopt program. That Brown County offers the Employee Life Option (ELO) Plan to County employees.
4. Discussion re: Re-establishing Facility Master Plan Sub Committee. (Present members are: Patty Hoeft, Adam Warpinski, Mike Fleck, Pat Evans & Carole Andrews). Requested by Supervisor Tom Lund. Direct Chairman Lund to check with existing members to determine if they are interested in continuing to serve on the Facility master Plan Sub Committee.
5. Communication from Supervisor Steve Fewell re: To have Human Resources and Mental Health Staff develop a safety policy regarding the number of hours that an employee can be allowed to work to guarantee client safety. (Referred from November County Board.) Hold for

one month.

6. Communication from Supervisor Andy Nicholson re: To create a county policy to return unused Housing Vouchers. (Referred from November County Board.) Hold for 30 days for further information regarding questions that were asked.
7. Communication from Supervisor Tom Lund re: To have the Sheriff's Department work with Human Resources to solve the problem of recruitment including background checks on prospective employees. (Referred from November County Board.) Receive & place on file.
8. Communication from Supervisor Tom Lund re: To look at the overtime budget and temporary help budget in the CTC for efficiencies. (Referred from November County Board.) To hold.
9. Communication from Supervisor Steve Fewell re: To have Human Resources and Mental Health Staff review the staff analyses completed by Human Resources. (Referred from November County Board.) To hold.
10. Communication from Supervisor Tom Lund re: Asking that Administration look into the policy protecting Brown County workers from external and internal threats on the job. (Referred from Executive Committee with motion: *Refer to Human Resources staff to develop a policy initiative regarding the protection of Brown County workers and report back to the Administration Committee.*) To hold.
11. Human Resources - Monthly Committee Report (November 2008). Receive & place on file.
12. Human Resources - Budget Status Financial Report for October 31, 2008. Receive & place on file.
13. Child Support Agency - Request for Budget Transfer (#08-82): Increase in Expenditures with offsetting Increase in Revenue: The State of Wisconsin reallocated unspent special improvement funds and additional incentive awards. Funds to be used for purpose of administration of the child support program only and are not match able. Brown County allocated an additional \$6,761. To approve.
14. Child Support Agency - Budget Status Financial Report for October 31, 2008. Receive & place on file.
15. Corporation Counsel - Resolution re: Disallowance of Claim (Jacqueline Watley). Committee approved disallowance of claim. See Resolutions, Ordinances January County Board.
16. Corporation Counsel - Budget Status Financial Report October, 2008. Receive & place on file.
17. Dept. of Administration - Request for Proposal (RFP) for Cost Allocation Plan (CAP), Project #1347. To approve.
18. Dept. of Administration - Information Services - Change Order #1 to Fiber Optic Project #1298B in the amount of \$135,897.28 from Multimedia Communications & Engineering Inc. (Additional cost to City of Green Bay only and does not affect Brown County.) To approve.
19. Dept. of Administration - 2008 Budget Transfer Log. Receive & place on file.
20. Dept. of Administration - Budget Status Financial Report for October 31, 2008. Receive & place on file.
21. Dept. of Administration - Information Services - Budget Status Financial Report for October 31, 2008. Receive & place on file.
- #21a Preview of Brown County website (by Bob Heimann, Director, Information Services). Approve changes to Brown County website.
22. Facility Management - Request for Budget Transfer (#08-85): Interdepartmental Transfer (including contingency or general fund transfers): Transfer \$70,161.27 from MHC Capital Building Project to the Fiber Optic Project for the MHC ring connection). Approve.
23. Facility Management - Request for Budget Transfer (#08-89): Interdepartmental Transfer (including contingency or general fund transfers): Transfer \$194,300 from the Fiber-Optic Bond Project to the Communications Center Bond Project for the Construction of a Disaster Recovery/High Availability Data Center at the Jail. Approve.
24. Facility Management - Budget Status Financial Report not available. (Report distributed at

meeting.) Receive & place on file.

#24a Bid Tabulation (see attached) for Courthouse Bell Tower Repairs Project #1341. Approve.

25. County Clerk & Treasurer – Budget Financial Status Reports for October 31, 2008. Receive & place on file.

26. Audit of bills. Approve payment of bills.

A motion was made by Supervisor Lund and seconded by Supervisor Fleck “to adopt”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ Tom Hinz, County Executive

Date: 1/28/2009

ATTACHMENT TO ITEM #24A

BID TABULATION RECORD			
PROJECT NAME: COURTHOUSE BELL TOWER REPAIRS			
PROJECT # 1341 SEALED BID			
DUE DATE & TIME: 10/30/08 AT 11:00 A.M.			
OPENING DATE & TIME: 10/30/08 AT 11:00 A.M.			
CONTRACTOR	TOTAL COST	OPTIONAL COST SPRING 09	BID BOND
The Selmer Co.	\$ 190,250.00	\$ 186,250.00	Yes

No. 9b -- REPORT OF “SPECIAL” ADMINISTRATION COMMITTEE OF JANUARY 21, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in “special” session on January 21, 2009, and recommends the following motions:

1. Filling position in Treasurer’s Office. Refer back to Committee.

A motion was made by Supervisor Lund and seconded by Supervisor Erickson “to adopt the motion of the Administration Committee to refer Item #1 (Filling position in Treasurer’s Office) back to the Administration Committee for next month”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ Tom Hinz, County Executive

Date: 1/28/2009

No. 9c -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF JANUARY 8, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on January 8, 2009 and recommends the following:

1. Review minutes of:
 - a) Library Board (11/20/08 @ 5 p.m. & 11/20/08 @ 6 p.m.). Approve.
2. Arena/Expo Centre - Arena Event Attendance (November 2008). Receive and place on file.
- #2a Arena/Expo Centre - Request to review the lease for Nitschke Field/Resch Center parking lot and to determine what amendments are needed to the leases since a portion of the land was allocated for the pedestrian walkway for the Village of Ashwaubenon without County Board approval. Refer to County Board Attorney Fred Mohr to set up a meeting with the respected parties and report back in one month.
3. Arena/Expo Centre - Update on policy re: Use of Veterans Memorial area near Resch Centre. Refer to County Board Attorney Fred Mohr to draft an amendment to the contract of PMI regarding the policy for the Brown County Veterans Memorial Grounds.
4. NEW Zoo - Report by Treasurer, Kerry Blaney & Neil Anderson/NEW Zoo deposits. (Requested at previous meeting.) Receive and place on file.
5. NEW Zoo - Budget Status Financial Report for November 30, 2008. Receive and place on file.
6. NEW Zoo Monthly Activity Report.
 - a. Animal Collection Report. Receive and place on file.
7. NEW Zoo Education & Volunteer Programs Report (December 2008). Receive and place on file.
8. NEW Zoo Gift Shop Concessions Revenue 2008 Report. Receive and place on file.
9. NEW Zoo - As of December 23, 2008 Zoo Passes. Receive and place on file.
10. NEW Zoo - Communication from Judy Krawczyk, President NEW Zoological Society Inc. re: 2008 Generous donations from community-minded individuals, business, and foundations in support of the NEW Zoo. Receive and place on file.
11. Parks - Request for a waiver of fees from Green Bay Duck Hunters Association for the use of the Pamperin Park Dance Hall on March 28, 2009. Approve the waiver of fees but amend the proposal to remove the line as well as trash removal provision.
12. Parks - Future Fairgrounds Camp ground update. Keep pursuing this item and bring it back next month.
13. Parks - Discussion of easement request by Green Bay Metropolitan Sewage District for a force main sewer across Brown County Fairgrounds property. (From previous meeting.) Approve the easement. Ayes: 4 (Brunette, Vander Leest, Warpinski, Wetzel); Nays: 1 (Johnson).
14. Parks - Update of major Facility & Parks projects. Receive and place on file.
15. Parks - Budget Status Financial Report for November 30, 2008. Receive and place on file.
16. Parks - Director's report for November 2008. Receive and place on file.
17. Golf Course - Budget Financial Status Report for November 30, 2008. Receive and place on file.
18. Golf Course - Golf Report Financial Statistics (to be distributed at meeting). Receive and place on file.
19. Golf Course - Superintendent's report. Receive and place on file.
20. Library - Budget Status Financial Report for November 30, 2008. Receive and place on file.
21. Library - Director's report. Receive and place on file.
22. Museum - Attendance & Admissions November 2008. Receive and place on file.
23. Museum - Budget Status Financial Report for November 30, 2008. Receive and place on file.
24. Museum Report covering October - December. Receive and place on file.
25. Audit of bills. Approve audit of bills.

A motion was made by Supervisor Johnson and seconded by Supervisor Andrews **"to adopt"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \ Tom Hinz, County Executive Date: 1/28/2009

No. 9d -- REPORT OF EXECUTIVE COMMITTEE OF JANUARY 12, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on January 12, 2009 and recommends the following motions:

1. Communication from Supervisor Julie Knier re: Establish reorganization of "non-divisional" offices as a top priority in the "review of the organizational structures and staffing needs" as identified In Executive Budget Message of 2009 proposed annual budget. (Held from previous meeting.) Receive & place on file.
2. Review of legal bills. (*Motion from previous meeting: Refer this to our Internal Auditor the original bill that was not of personal service to Brown County to make those adjustments for our next meeting.*) Receive & place on file.
3. Review and possibly take action on new legal bills. Pay bills.
4. Report of County Board Attorney regarding Brown County's claim process with discussion and possible action. Approve this claim process submitted by Attorney Fred Mohr (see attached) and forward to the County Board.
5. County Executive report. Receive & place on file.
 - a. Budget Status Financial report for November 30, 2008. Receive & place on file.
6. Labor Negotiator Report. Receive & place on file.
7. Internal Auditor Report.
 - a. 2008 Audit Plan – Work Completed. Receive & place on file.
 - b. Budget Status Financial Report for November 30, 2008. Receive & place on file.
 - c. Audit performed by Internal Auditor re; Brown County Clothing Allowance Accounts. Refer back to Internal Auditor with suggestions of #4 on Auditor's report (see attached)
 - d. Other. No action.
8. Discussion and take possible action on the position in the Treasurer's office. (Requested by Supervisor Mary Scray.) Approve position be filled pending having it sent to Human Resources for an evaluation. Then have a Special Administration Committee meeting to discuss Human Resources results on January 21, 2009 prior to the County Board meeting.
9. Resolution re: Authority to Execute a 2009 Labor Agreement with the Brown County Human Services Para-Professional Employees. Committee approved. See Resolutions, Ordinances January County Board.
10. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 19.85 (1)(e). In the alternative, the Executive committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85 (1) (g) of the Wisconsin State Statutes. **(No closed session held.)**

A motion was made by Supervisor Vander Leest and seconded by Supervisor Andrews **"to adopt"**.

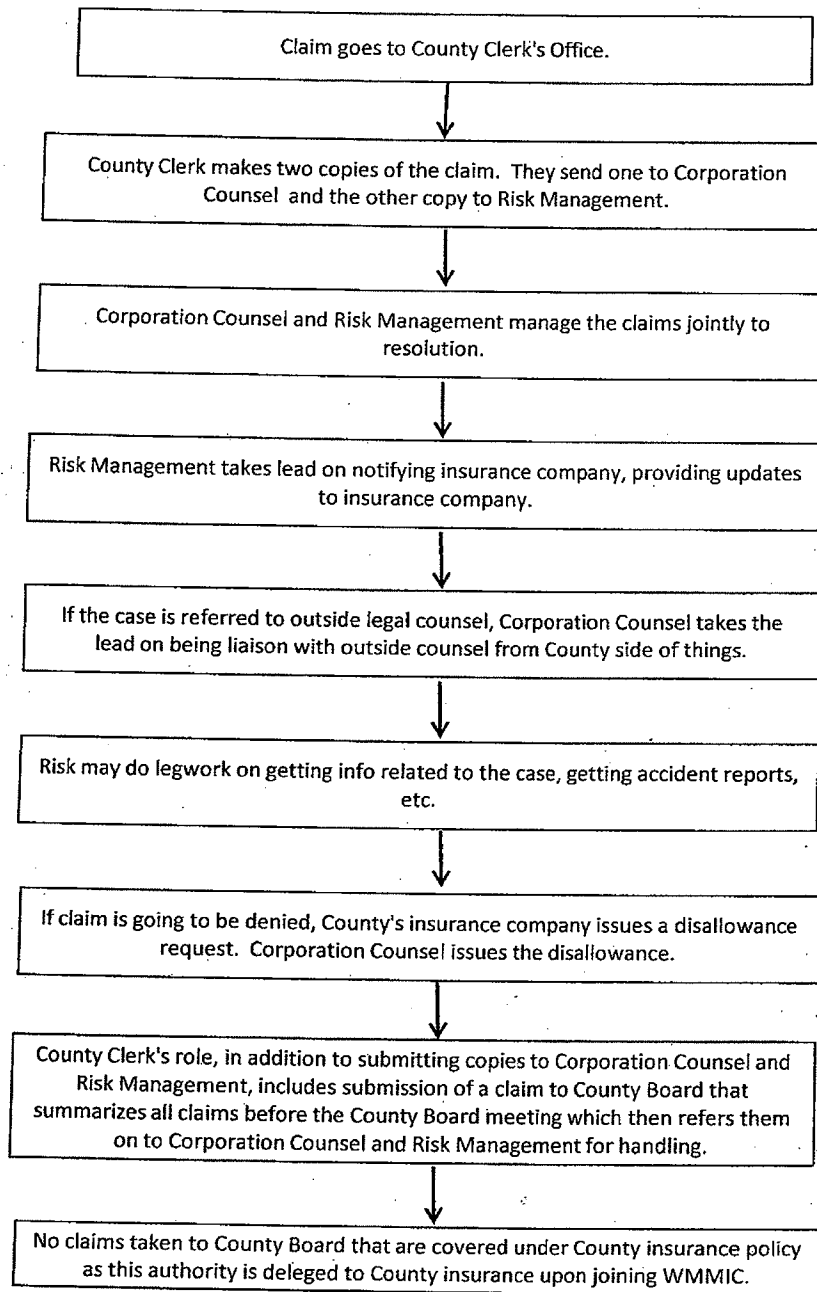
Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive

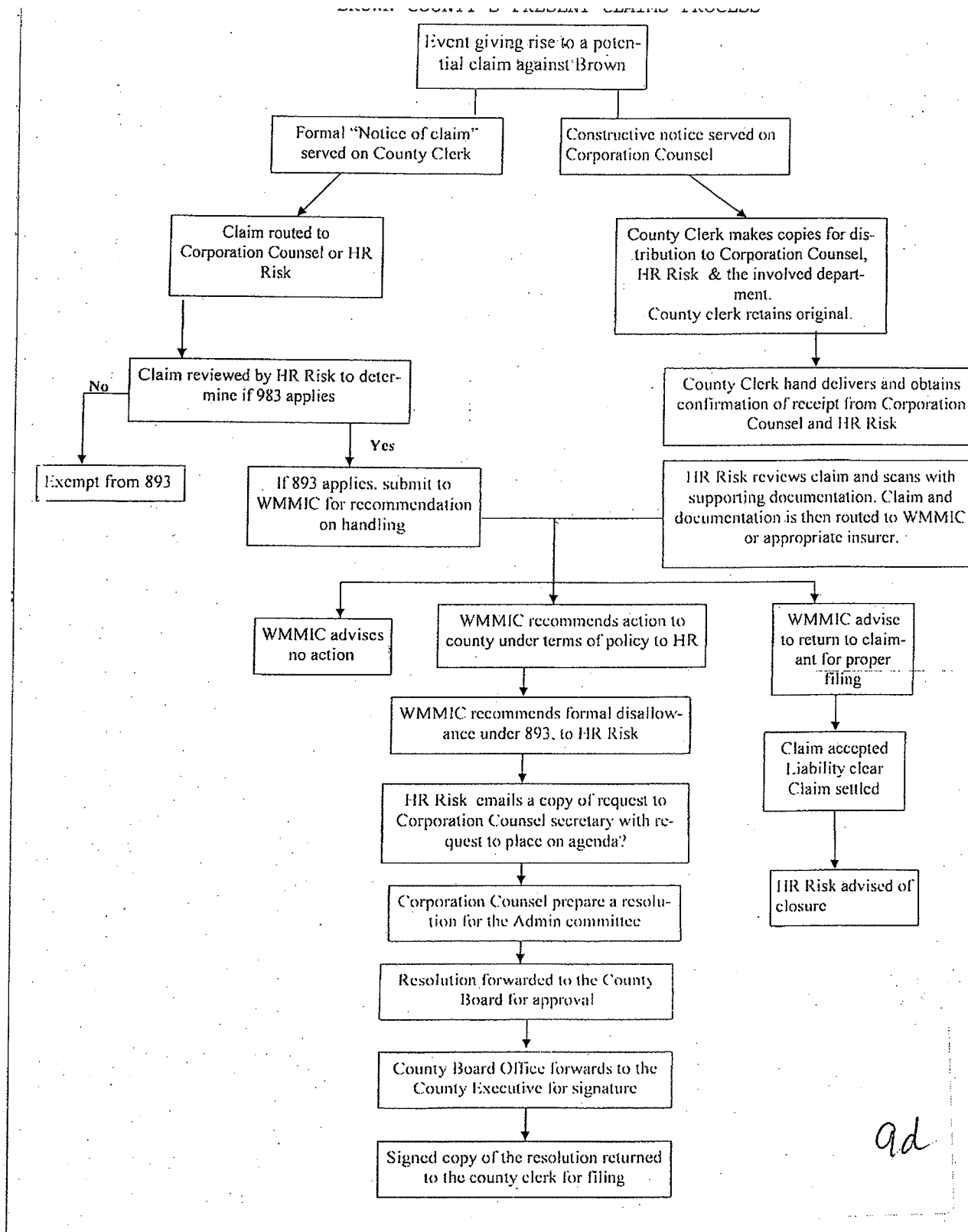
Date: 1/28/2009

ATTACHMENT TO ITEM #4

PROPOSED BROWN COUNTY CLAIMS PROCESS



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No. 9e -- **REPORT OF HUMAN SERVICES COMMITTEE OF DECEMBER 23, 2008**

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on December 23, 2008, and recommends the following motions:

1. Review minutes of:
 - a. Human Services Board (11/20/08).
 - b. Children with Disabilities Education Board (11/12/08).
 - c. Community Options Program Appeals Committee (11/24/08 & 12/8/08).
 - d. Aging & Disability Resource Center (12/10/08).Receive & place on file items a-d.
2. Communication from Supervisor Steve Fewell re: To have Human Resources and Mental Health staff develop a safety policy regarding the number of hours that an employee can be allowed to work to guarantee client safety. (Held from previous meeting.) Hold for one month numbers 2, 3 & 6.
3. Communication from Supervisor Tom Lund re: To look at the overtime budget and temporary help budget in the CTC for efficiencies. (Held from previous meeting.) Hold for one month numbers 2, 3 & 6.
4. Human Services Dept. - Nursing Home Quality Survey. Receive & place on file.
5. Human Services Dept. - Family Care Updates. Receive & place on file.
6. Human Services Dept. - Mental Health Center Staffing, Safety, Overtime Discussion. Hold for one month numbers 2, 3 & 6.
7. Human Services Dept. -Mental Health Center Statistics (November 2008). Receive & place on file.
8. Human Services Dept. -Bellin Psychiatric Monthly Report (November 2008). Receive & place on file.
9. Human Services Dept. -Approval for New Non-Continuous Vendor. Approve.
10. Human Services Dept. -Approval of New Contract Vendors. Approve.
11. Human Services Dept. -Monthly Contract Update. Approve.
12. Human Services Dept. -Budget Status Financial Report for Community Programs (October 2008). Receive & place on file nos. 12 & 13.
13. Budget Status Financial report for Mental Health Center (October 2008). Receive & place on file nos. 12 & 13.
14. Human Services Dept. - Director's Report. Receive & place on file.
- #14a Late Communication from Supervisor Vander Leest re: Request for an update on the construction of the Mental Health Center and related costs and budget to date. (Referred from December County Board.) Receive & place on file.
15. Aging & Disability Resource Center Revenue & Expense Report for October 31, 2008 & Health Dept. Budget Status Financial Report for October 31, 2008. Receive & place on file.
16. Audit of bills. Approve payment of the bills.

A motion was made by Supervisor Evans and seconded by Supervisor Brunette "to adopt." Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive

Date: 1/28/2009

No. 9f -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF DECEMBER 23, 2008

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on December 23, 2008, and recommends the following motions.

1. Review minutes of:
 - a) Solid Waste Board (10/20/08 & 11/17/08).
 - b) Planning Commission Board of Directors (10/1/08).
Receive & place on file.
 2. Planning Commission - Town of Rockland Amendment to the Brown County Farmland Preservation Plan (Aaron Schuette, Senior Planner.) Receive & place on file.
 3. Planning Commission - Resolution re: Amending the Town of Rockland Portion of the Brown County Farmland Preservation Plan. Committee approved. See Resolutions, Ordinances January County Board.
 4. Planning Commission - Budget Status Financial Report for November 30, 2008. Receive & place on file.
 5. UW-Extension - Approve \$3,500 donation from UW-Extension Eastern District office to hire a Limited Term Employee (LTE) – 4-H Camp Coordinator to organize Brown and Marinette Counties Camp held at Camp Bird in Marinette County. Approve.
 6. UW-Extension - Approve \$4,000 donation from UW-Extension Kohl funds for Community Gardens Staff and programming efforts. Approve.
 7. UW-Extension - Budget Status Financial Report for November 30, 2008. Receive & place on file.
 8. Property Listing - Discussion of Ordinance: To Amend Chapter 21 of the Brown County Code Entitled "Subdivisions." Amend Chapter 21 of the Brown County Code entitled "Subdivisions" by deleting "and condominium plats in Section 1 and to delete Section 2 entirely." See Resolutions, Ordinances January County Board.
 9. Property Listing - Budget Status Financial report for November 30, 2008. Receive & place on file.
 10. Highway - Communication & petition from Supervisor Lund re: To have the speed limit on County Highway "J" from 45 mph to 35 mph from Lineville Road to Harbor Lights Road. Committee approved lowering the speed limit from 45 mph to 35 mph from 2363 Lakeview Drive to Harbor Lights Road. See Resolutions, Ordinances January County Board.
 11. Highway - Discussion of vehicles taken home (list to be provided by Highway Department). From previous meeting. Refer to staff for 60 days to bring back additional information.
 12. Highway - November 2008 Budget to Actual. Receive & place on file.
 13. Highway - Six Year County Highway Improvement Plan 2010 to 2015. Receive & place on file.
 14. ** Airport - Petition for State Aid and Agency Agreement.** Committee approved. See Resolutions, Ordinances January County Board.
- ** Amend Item #14 by adding "and Agency Agreement" as per the County Board on 1/21/2009.
15. Airport - Budget Status Financial Report for November 30, 2008. Receive & place on file.
 16. Airport - Director's report. Receive & place on file.
 17. Port/Solid Waste - Recommendation of Renard Isle End Use. (Standing item for monthly update.) Receive & place on file.
 18. Port/Solid Waste - Request for Proposal (RFP) for Transfer Station Operation and Solid Waste Hauling Project #1343. Approve RFP.
 19. Port/Solid Waste - Budget Status Financial Report not available. No action.

20. Port/Solid Waste - Director's report. Receive & place on file.
- #20a Resolution re: Harbor Fee. (Referred back to Committee from December County Board.) Committee approved. See Resolutions, Ordinances January County Board.
21. **Closed Session:** Pursuant to Wis. State Stats Section 19.85 (1) (e): Deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business pertaining to Fox River clean-up litigation. (Closed session estimated to last 20 minutes.)
 - a) Enter into closed session.
 - b) Return to regular order of business.
 - c) No action.
22. Register of Deeds - Budget Status Financial Report for October 2008 (Revised) & November 2008. Receive & place on file.
23. Zoning - Budget Status Financial Report for November 30, 2008. Receive & place on file.
24. Audit of bills. Pay the bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Kaster **"to adopt."** Supervisor Erickson requested Item #14 be taken separately. Voice vote taken. Remainder of the report passed unanimously with no abstentions.

Item #14 -- Airport -- Petition for State Aid. COMMITTEE ACTION. Committee approved.

A motion was made by Supervisor Erickson **"to correct by saying 'Petition for State Aid and Agency Agreement'."**

A motion was made by supervisor Erickson and seconded by Supervisor Lund **"to adopt item #14 as amended"**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 1/28/2009

No. 9f(i) -- REPORT OF LAND CONSERVATION SUB COMMITTEE OF DECEMBER 23, 2008

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The LAND CONSERVATION SUB COMMITTEE met in regular session on December 23, 2008, and recommends the following motions.

1. Land & Water Conservation Department Monthly Budget Update (copy to be provided at meeting.) Receive & place on file.
 2. ** Variance Request from John Ullmer, 3387 Poolside Drive, Pulaski, proposed feedlot and existing feedlot closer than 1000 feet to property line. Have Mr. Ullmer pay the normal permit fee on Feedlot 3 in the amount of \$1,200 and waive fees for Feedlot 1.
- ** Item #2 was referred back to Committee as per the County Board on 1/21/2009.
3. **Closed Session:** Pursuant to Wis. State Stats. Section 19.85 (1) (g) entertain motion and convene into executive session for the purpose of conferring with legal counsel for the governmental body who is rendering oral advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Country Aire Notice of

Violation). No Closed Session Held.

4. Director's report. No Action.

A motion was made by Supervisor Warpinski and seconded by Supervisor Dantine "to adopt". Supervisor Dantine requested Item #2 be taken separately. Voice vote taken. Remainder of report passed unanimously with no abstentions.

Item #2 -- Variance Request from John Ullmer, 3387 Poolside Drive, Pulaski, proposed feedlot and existing feedlot closer than 1000 feet to property line. COMMITTEE ACTION: Have Mr. Ullmer pay the normal permit fee on Feedlot 3 in the amount of \$1,200 and waive fees for Feedlot 1.

A motion was made by Supervisor Dantine and seconded by Supervisor Warpinski "to refer item #2 back to Committee". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 1/28/2009

No. 9g -- REPORT OF PUBLIC SAFETY COMMITTEE OF JANUARY 7, 2009

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on January 7, 2009, and recommends the following motions:

1. Review minutes and reports of:
 - a. Emergency Medical Services Council (11/19/08).
Receive & place on file.
 - b. Criminal Justice Coordinating Board (11/25/08).
Correct Criminal Justice Coordinating Board minutes as so stated.
2. Communication from Supervisor Scray re: Have the drug Task Force submit a report on how many hours/time they spend in the City of Green Bay vs. other municipalities. This could be ongoing and possibly a quarterly report. (Referred from December County Board.) Receive & place on file.
3. Communication from Supervisor Johnson re: Request to determine the number of accidents in Brown County related to cell phone use. (Referred from December County Board.) Postpone for one month.
4. Volunteers in Probation – Monthly Statistics ending November 30, 2008. Receive & place on file.
5. Teen Court - October 2008 Teen Court Stats. Receive & place on file.
6. District Attorney - Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: (Received monies from Oneida Tribe and need to transfer said monies to appropriate account.) Approve \$3,271.88.
7. District Attorney - Budget Status Financial Report for November 30, 2008. Receive & place on file.
8. Public Safety Communications - Budget Status Financial Report for November 30, 2008. Receive & place on file numbers 8 & 9.
9. Public Safety Communications - Director's report. (See motion #8.)
10. Sheriff - Request for Budget Transfer (#09-01): Increase in Expenditures with Offsetting Increase in Revenue: Participation in Alcohol Enforcement patrol grant through Wisconsin DOT for 2009. Provides funding to offset overtime & equipment needed to perform targeted patrols. (Grant

Revenue (\$25,000). Approve.

11. Sheriff - Grant Application Review: Digital Recording of Custodial Interrogations – 2009 (Amount of Grant \$13,785). Approve.
12. Sheriff - Key Factor Report 2008 and Jail Average Daily Population by month 2008 for January 7, 2009 meeting. Receive & place on file.
13. Sheriff - Budget Status Financial Report for November 30, 2008. Receive & place on file.
14. Sheriff - report. Receive & place on file.
15. Clerk of Courts, Circuit Courts, Emergency Government & Medical Examiner - Budget Status Financial Report for November 30, 2008. Receive & place on file.
16. Audit of bills. Approve audit of bills.

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 1/28/2009

No. 10 -- RESOLUTIONS, ORDINANCES:

No. 10a -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM (JACQUELINE WATLEY)

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a claim was filed on October 16, 2008 in the Brown County Clerk's office; and

WHEREAS, said Claim alleges that Jacqueline Watley sustained damages, and alleges that said damages were caused by Brown County and officials and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel's office, said office recommends that the Claim be denied.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the Claim submitted by Jacqueline Watley, be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the claimant, Jacqueline Watley, as a notice of disallowance.

submitted,
COMMITTEE

Respectfully
ADMINISTRATION

A motion was made by Supervisor Lund and seconded by Supervisor Kaster **“to adopt”**.

A motion was made by Supervisor Warpinski and seconded by Supervisor Lund **“to suspend the rules to allow Items 10a thru 10e and Items 10g thru 10h to be taken in one vote”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Warpinski and seconded by Supervisor Lund **“to adopt Items #10a**

thru #10h with the exception of Item #10f". Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Tom Hinz, County Executive Date: 1/28/2009

No. 10b -- RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2009 LABOR AGREEMENT WITH THE BROWN COUNTY HUMAN SERVICES PARA-PROFESSIONAL EMPLOYEES

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a two (2) labor agreement on behalf of Brown County with the Brown County Human Services Para-Professional Employees for the year 2009 effective January 1, 2009, which agreement shall provide the following major changes from the 2007-2008 labor agreement.

All items, with the exception of wages, or except as specifically provided otherwise, will be prospective effective the date of signing of the agreement.

BE IT FURTHER RESOLVED that the funds to cover the costs resulting from the adoption of this resolution shall be made available from funds budgeted for this purpose.

1. ARTICLE 12. WISCONSIN RETIREMENT SYSTEM
The WRS contribution will be increased commensurate with the wage increases.
2. ARTICLE 16. CASUAL DAYS
Modify the following beginning at line 415:

Casual days and banked sick leave may be used by an employee who is injured on the job to supplement his/her disability benefits in an amount which will equal regular pay. Such days may be used ~~only after~~ while casual days are ~~exhausted~~ still available.

3. ARTICLE 17. SHORT-TERM DISABILITY LEAVE
Amend the following beginning at line 478:

Employees may use banked sick days to supplement the above coverage and such days may be used ~~only after~~ while casual days are ~~exhausted~~ still available.

4. ARTICLE 20: FUNERAL LEAVE
Replace the language at lines 533-552 with the following:

~~Whenever a death occurs to a member of the immediate family of an employee, the County shall compensate the employee for any time lost from work during the next three (3) succeeding working days (Sundays and paid holidays excluded) following the employee's knowledge of said death. Should a funeral be delayed for any reason, the employee may substitute one (1) normally scheduled work day from within those three (3) succeeding days to allow the attendance of the employee at the immediate family's funeral (as an explanation, the members should be aware that the individual can only substitute a work day, not a Saturday). If an employee receives said knowledge prior to the start of that employee's work day, that day shall be deemed to be the first day of funeral~~

~~leave. If, however, the employee receives knowledge after the start of that employee's work day, then the immediately succeeding day shall be deemed to be the first day of funeral leave. Should such death occur during an employee's vacation, he/she shall receive the additional time off with pay at a time to be mutually agreed upon. Compensation shall be at the regular hourly rate of said employee for a normal workday. Employees will be entitled to compensation for the scheduled hours to be worked that day, up to 7.5 hours, to attend the funeral.~~

~~"Immediate family" is defined as wife, husband, father, mother, guardian, sister, brother, child or stepchild of employee, grandchildren, grandparents, father-in-law, and mother-in-law or step parents. Employees will be entitled to compensation for one day to attend the funeral of the spouse's grandparents or of a son-in-law or daughter-in-law, brother-in-law or sister-in-law, aunt or uncle of the employee or spouse.~~

Whenever a death occurs to a parent, stepparent, spouse or child/stepchild of an employee, the Employer shall compensate the employee for any time lost from work during the next five (5) succeeding work days following the said death. At least one (1) of the five (5) days off must be used to attend the funeral. If an employee receives said knowledge prior to the start of that employee's work day, the day shall be deemed to be the first day of the funeral leave. If, however, the employee receives knowledge after the start of that employees work day, then the immediately succeeding day shall be deemed to be the first day of funeral leave. Should such death occur during the employee's vacation, he/she shall receive additional time off with pay at a time mutually agreed upon. Compensation shall be at the regular hourly rate of said employee for a normal work day (7.5 hours/day). Should the funeral or internment occur at a delayed date (example: winter death and spring internment), the employee may use one (1) of the five (5) days to attend the funeral or internment.

Three (3) days leave shall be granted in the event of the death of guardian, sister, brother, grandchildren, grandparents, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law.

One (1) day leave shall be granted in the event of the death of spouse's grandparent, aunt or uncle of employee or spouse to attend the funeral.

5. ARTICLE 25. SENIORITY

Add the following language beginning at line 673:

The ability to speak a foreign language will not supersede the rights of seniority, as the sole criteria of maintaining the position.

In the event a layoff becomes necessary, the last employee hired shall be the first laid off, and in rehiring, the last employee laid off shall be the first rehired, provided such employee can qualify to do the work available. In no event shall any new help be hired until all regular employees are working or have been given the opportunity to return to work.

6. ARTICLE 33. DURATION OF AGREEMENT

One (1) year agreement – 2009.

7. SCHEDULE A

Modify Schedule A as follows:

- a. Effective December 28, 2008 1.5% wage increase

b. Effective June 28, 2009

1.5 % wage increase

Employees who are regularly required to use their personal vehicle for County business shall be reimbursed at the IRS rate. Such amount will be subject to verification to monthly expense vouchers.

8. MEMORANDUMS OF UNDERSTANDING

- | | | |
|----|------------------------|-----------------------------------------------|
| a) | Job Discontinuance | Re-sign |
| b) | Job Analysis Procedure | Re-sign |
| c) | Job Posting | Modify the second paragraph of 1) as follows: |

Employees who are awarded the posted position, who begin their bid job within 75 calendar days from the last date the job is posted and complete the 20 day trial period are not eligible to post for another job for ~~180~~ 90 calendar days from the date the employee begins the bid job. If management does not fill the bid job within 75 calendar days from the last date the job is posted, the employee who receives the bid job will not have the 180 calendar day restriction and will be able to post for another job at any time.

Respectfully submitted,
EXECUTIVE COMMITTEE

Approved by: \s\ Tom Hinz, County Executive

Date: 1/28/2009

1/5/2009

BROWN COUNTY HUMAN SERVICES PARAPROFESSIONALS

TOTAL PACKAGE COSTING

	77.50 FTE'S	2008	2009	
WAGES		2,540,969.65	1.50%	2,579,084.19
			1.50%	19,343.13
TOTAL WAGES:		2,540,969.65		2,598,427.33
			\$ INCREASE	57,457.68
			% INCREASE	2.26%
			TOTAL WAGES:	2.26%
HEALTH INSURANCE	(annual)	1,110,545.04	0.00%	1,110,545.04
DENTAL		75,347.64	0.00%	75,347.64
LIFE		3,048.96		3,048.96
FICA		192,831.36	7.65%	198,779.69
WRS		262,149.82	10.40%	270,236.44
TOTAL PACKAGE:		4,184,892.47		4,256,385.10
			\$ INCREASE	71,492.63
			% INCREASE	1.71%
			TOTAL COST:	1.71%

HSPARAS Costing 2009

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No. 10c -- AN ORDINANCE REGARDING: TO AMEND CHAPTER 21 OF THE BROWN COUNTY CODE ENTITLED "SUBDIVISIONS"

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1: This proposal revises various sections of Chapter 21 to require a Brown County Treasurer's certificate on all Certified Survey maps. This would make approval of those documents consistent with the current procedure on all subdivision plats. This added requirement will insure that before all new land divisions are made that unpaid taxes or special assessments are up-to-date.

Section 2: Section 21.455(3) of the Brown County Code is hereby deleted.

~~(3) Approval. Within ten (10) days of submittal the Brown County Property Listing staff shall approve, conditionally approve or reject the condominium plat. In the event of rejection or conditional approval the subdivider may appeal the decision to the Brown County Planning Commission Board of Directors. The subdivider or agent shall be notified in writing of any condition of approval or the reasons for rejection. Any conditional approvals of condominium plats under the procedures of this section shall be valid for one year from the date of written notification. Approval of the plat will be indicated by signing and sealing a county certificate on the plat.~~

Section 3: Sec. 21.46 of the Brown County Code is hereby amended to read as follows:

21.46 PROCEDURE FOR CERTIFIED SURVEY MAP REVIEW AND APPROVAL.

(6) Recordation: After all the required certificates have been signed, the certified survey map shall be recorded with the Register of Deeds of Brown County. The Register of Deeds shall not accept a certified survey map for recording unless it is offered for record within 6 months after the date of the last approval of the map and within 24 months after the first approval of the map. It shall include the signed certificates of the surveyor, the property owner, the Brown County Treasurer, the Brown County Planning Commission, the municipality in which the map is located, and the municipality with extraterritorial plat approval jurisdiction, where applicable. The appropriate number of copies of the final recorded map shall be forwarded to the Brown County Planning Commission for distribution to the appropriate review agencies and municipalities. The recording data, including CSM number, volume and page number, and recording date shall be noted on the final approved map.

Section 4: Sec. 21.49 of the Brown County Code is hereby amended to read as follows:

21.49 COMBINING PARCELS.

(6) The certified survey map shall be filed for recording with the Register of Deeds of Brown County within 30 days of the date of the certified survey map's approval and shall include the signed certificates of the surveyor, property owner, the Brown County Treasurer, and the Brown County Planning Commission. The recording data, including the CSM number, volume and page number, shall be noted on the final approved map, and the appropriate number of copies shall be forwarded to the Brown County Planning

Commission for distribution to the appropriate review agencies and municipalities. Local municipalities shall be notified by Brown County of all parcel combinations recorded under this section for the purpose of transferring any unpaid taxes or special assessments to the new lot created by the combined parcels.

Section 5: This Ordinance shall become effective upon passage and publication.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

Approved by:	<u>\s\ Tom Hinz, County Executive</u>	Date:	1/28/2009
Approved by:	<u>\s\ Darlene K. Marcelle, County Clerk</u>	Date:	1/29/2009
Approved by:	<u>\s\ Guy Zima, County Board Chairman</u>	Date:	1/29/2009

No. 10d -- RESOLUTION REGARDING: HARBOR FEE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, Brown County originally established a Harbor Fee in 1994 by County Board resolution and then modified that Harbor Fee in 2001 by County Board resolution; and

WHEREAS, the Harbor Fee is an assessment against port-related commerce moving thru or within the Port of Green Bay; and

WHEREAS, a terminal operator is defined as any business located in the Port of Green Bay possessing the capability to transfer commodities or a good between shore and land or vise versa.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors hereby approves of the Brown County Harbor Commission establishing a harbor fee based on the total annual volume amount, of all commodities combined, at each port terminal per the following schedule.

Wharfage Schedule Tonnage (mt)	Current Fee	Current 3%/year Adjusted Harbor Fee
400,000 and over		\$ 0.030
300,000 to 399,999	\$ 0.025	\$ 0.035
200,000 to 299,999	\$ 0.030	\$ 0.040
100,000 to 199,999	\$ 0.035	\$ 0.045
99,000 and less	\$ 0.050	\$ 0.065
Project Cargo	\$ -	\$ 1.500
Special Projects (ea)	\$ -	\$ 375.00
Remedial River Barging	\$ -	\$ 0.015
Active Minimum	\$ 1,250	\$ 1,550
Inactive Minimum	\$ 500	\$ 600

BE IT FURTHER RESOLVED, that terminal operators that are actively shipping cargo during the calendar year are assessed an annual minimum charge of \$1,550.00, and terminal operators not actively shipping cargo during the calendar year, are assessed an annual minimum charge of \$600.00

BE IT FURTHER RESOLVED that this harbor fee is to be paid no later than December 31st of each year for goods shipped/received during that calendar year and that these monies be deposited into a segregated Special Revenue Fund, and that these funds be expended for harbor related purposes only, with each year's expenditures to be determined through the normal budgetary process of the Harbor Commission, after consultation with the terminal operators. (It is the County Board's intent that the Harbor Commission consult on an annual basis with the terminal operators, prior to establishing their annual budget, for the purposes of evaluating the uses and funding levels of the harbor fee to ensure the fee is being utilized to benefit the needs of the terminal operators and the overall economic impact of the Port of Green Bay); and

BE IT FURTHER RESOLVED, that the Harbor Commission has the ability to modify the future rates and fees of this Harbor Fee through the County budgetary process; and

BE IT FURTHER RESOLVED, that if the U.S. Army Corps of Engineers does not fulfill their financial obligations of the MOA, that the Harbor Commission shall re-institute the original Harbor Fee Resolution provisions and intentions to fulfill the financial obligations of constructing, operating and closing confined disposable facilities for the Port of Green Bay.

Respectfully submitted,
BROWN COUNTY HARBOR COMMISSION
PLANNING, DEVELOPMENT &
TRANSPORTATION COMMITTEE

Approved by: \s\ Tom Hinz, County Executive Date: 1/28/2009

**No. 10e -- RESOLUTION REGARDING: AMENDING THE TOWN OF ROCKLAND
PORTION OF THE BROWN COUNTY FARMLAND PRESERVATION PLAN**

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the Brown County Farmland Preservation Plan was adopted by the Brown County Board of Supervisors on June 19, 1985, to provide eligibility to qualified Brown County landowners to participate in the Wisconsin Farmland Preservation program, and

WHEREAS, landowner eligibility for the Wisconsin Farmland Preservation program is based upon local zoning ordinances and zoning maps being consistent with the Brown County Farmland Preservation Plan, and

WHEREAS, the Town of Rockland has proactively developed a new draft zoning ordinance and

zoning map consistent with Town of Rockland Comprehensive Plan as required by Section 66.1001 Wis. Stats, and

WHEREAS, the Town of Rockland draft zoning ordinance and zoning map have been conditionally certified by the Wisconsin Land and Water Conservation Board as meeting their criteria for the Wisconsin Farmland Preservation program, and

WHEREAS, a condition of approval by the Wisconsin Land and Water Conservation Board is to amend the Brown County Farmland Preservation Plan Map to reflect the draft Town of Rockland Zoning Map, and

WHEREAS, as required by Chapter 91 Wisconsin Statutes all local units of government within Brown County, adjacent counties, and regional planning commission to which Brown County belongs were notified of the availability of the draft amendment for review and comment at least 60 days prior to the public hearing, and

WHEREAS, following Class II public notification requirements, a public hearing was held on December 3, 2008 at the regular meeting of the Brown County Planning Commission, and

WHEREAS, on December 3, 2008 the Brown County Planning Commission passed a resolution recommending adoption of the Town of Rockland text and map amendment to the Brown County Farmland Preservation Plan.

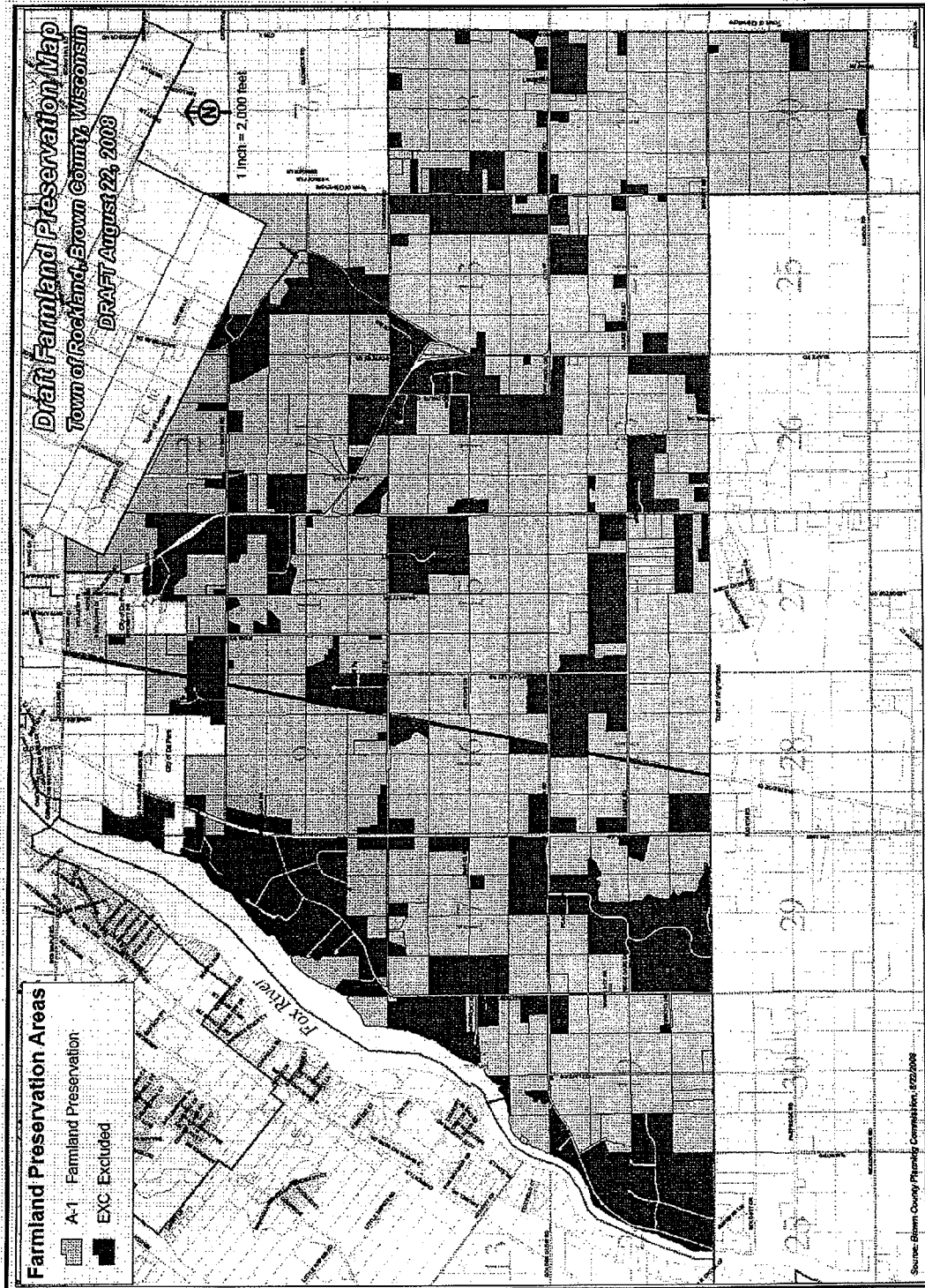
NOW, THEREFORE, BE IT HEREBY RESOLVED that the Town of Rockland text and map amendment to the 1985 Brown County Farmland Preservation Plan is hereby adopted.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

Approved by: \s\ Tom Hinz, County Executive

Date: 1/28/2009

ATTACHMENT TO 10E
ON THE FOLLOWING PAGE



No. 10g -- AN ORDINANCE REGARDING: DEALING WITH REVISION OF SPEED ZONE ON COUNTY HIGHWAY "J" VILLAGE OF SUAMICO, BROWN

COUNTY, STATE OF WISCONSIN

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1: A traffic and engineering investigation having been made on the following described highway, the maximum permissible speed at which vehicles may be operated on said highway, which speed herewith established as reasonable and safe pursuant to Section 349.11, Wisconsin Statutes, shall be as set forth within, and upon the erection of standard signs giving notices thereof.

Section 2: Section 340.0003, Schedule A of the Brown County Code is hereby amended as follows:

County Trunk Highway J, Village of Suamico:

Remove: Thirty-five miles per hour from the intersection of Riverside Drive; thence to a point 0.06 miles south of Idelwild Road.

Add: Thirty-five miles per hour from the intersection of Riverside Drive; thence to a point 1,716 feet south of Parkland Way centerline.

Section 3: This ordinance shall take effect upon passage and publication. Adopted this 21st day of January 2009.

Fiscal Note: Minimal financial impact

Respectfully Submitted,
PLANNING, DEVELOPMENT &
TRANSPORTATION COMMITTEE

Approved by:	<u>\s\</u>	<u>Tom Hinz, County Executive</u>	Date:	1/28/2009
Approved by:	<u>\s\</u>	<u>Darlene K. Marcelle, County Clerk</u>	Date:	1/29/2009
Approved by:	<u>\s\</u>	<u>Guy Zima, County Board Chairman</u>	Date:	1/29/2009

No. 10h -- AN ORDINANCE REGARDING: DEALING WITH REVISION OF SPEED ZONE ON COUNTY HIGHWAY "JJ" VILLAGE OF BELLEVUE, BROWN COUNTY, STATE OF WISCONSIN

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE
BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1: A traffic and engineering investigation having been made on the following described highway, the maximum permissible speed at which vehicles may be operated on said highway, which speed herewith established as reasonable and safe pursuant to Section 349.11, Wisconsin Statutes, shall be as set forth within, and upon the erection of standard signs giving notices thereof.

Section 2: Section 340.0003, Schedule A of the Brown County Code is hereby amended as follows:

County Trunk Highway JJ, Village of Bellevue:

Remove: Thirty-five miles per hour from its intersection with Manitowoc Road to its intersection with Ontario Road.

Add: Thirty-five miles per hour from its intersection with Manitowoc Road to its intersection with CTH EA/Huron Road.

Section 3: This ordinance shall take effect upon passage and publication. Adopted this 21st day of January 2009.

Fiscal Note: Minimal financial impact

Respectfully Submitted,
PLANNING, DEVELOPMENT &
TRANSPORTATION COMMITTEE

Approved by: _____ \s\ _____	Tom Hinz, County Executive	Date: 1/28/2009
Approved by: _____ \s\ _____	Darlene K. Marcelle, County Clerk	Date: 1/29/2009
Approved by: _____ \s\ _____	Guy Zima, County Board Chairman	Date: 1/29/2009

No. 10f -- **RESOLUTION REGARDING: "PETITION FOR STATE AID AND" AGENCY AGREEMENT, DEPARTMENT OF TRANSPORTATION BUREAU OF AERONAUTICS, AN AGREEMENT DESIGNATING THE SECRETARY OF TRANSPORTATION AS ITS AGENT**

AGENCY AGREEMENT

**DEPARTMENT OF TRANSPORTATION
BUREAU OF AERONAUTICS
Madison, Wisconsin**

**AN AGREEMENT DESIGNATING THE
SECRETARY OF TRANSPORTATION AS ITS AGENT**

WHEREAS, Brown County, Wisconsin, hereinafter referred to as the Sponsor, desires to sponsor an airport development project to be constructed with federal aid and/or state aid, specifically, the

Austin Straubel International Airport project to:

Reconstruct Runway 18/36 Pavement; Install Perimeter Fence; Dutchman's Creek Culvert Rehabilitation; Extend Perimeter Road; Repair/Reconstruct Taxiways; Repair/Expand Aprons; Auto Parking Expansion and Reconfiguration; Wildlife Hazard Mitigation; SRE Equipment; Air Cargo Area Development; Master Plan Update; and any necessary related work.

WHEREAS, the Sponsor adopted a resolution on January 21, 2009, a copy of which is attached and the prescribed terms and conditions of which are fully incorporated into this agreement, designating the Secretary as its agent and requesting the Secretary to act as such as set forth in the resolution; and

WHEREAS, upon such request, the Secretary is authorized by law to act as agent for the Sponsor until financial closing of this project;

NOW THEREFORE, the Sponsor and the Secretary do mutually agree that the Secretary shall act as the Sponsor's agent in the matter of the airport development as provided by law and as set forth in the referenced resolution; provided, however, that the Secretary is not required to provide legal services to the Sponsor;

IN WITNESS WHEREOF, the authorized representatives of the parties have affixed their signatures and the seal of the parties.

WITNESS:

	Brown County, Wisconsin
	Sponsor
<u>\s\ Darlene K. Marcelle</u>	By: <u>\s\ Tom Hinz</u>
Darlene K. Marcelle	Tom Hinz
County Clerk	County Executive
	By: SECRETARY OF TRANSPORTATION
	<u>David M. Greene, Director</u>
	Bureau of Aeronautics

**RESOLUTION PETITIONING
THE SECRETARY OF TRANSPORTATION
FOR AIRPORT IMPROVEMENT AID
BY**

**County Board of Supervisors
Brown County, Wisconsin**

WHEREAS, the said County of Brown, Brown County, Wisconsin, hereinafter referred to as the Sponsor, being a municipal Body Corporate of the State of Wisconsin, is authorized by law (sec. 114.11, Wis. Stats.) to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport, and

WHEREAS, the Sponsor desires to develop or improve the Austin Straubel International Airport, Brown County, Wisconsin,

“PETITION FOR AIRPORT PROJECT”

WHEREAS, airport users have been consulted in formulation of the improvements included in

this Resolution, and

WHEREAS, a public hearing was held prior to the adoption of this petition in accordance with Chapter 114.33 (2) as amended, and a transcript of the hearing is transmitted with this petition, and

THEREFORE, BE IT RESOLVED, By the Sponsor that a petition for Federal and (or) State Aid in the following form is hereby approved:

The petitioner, desiring to sponsor an airport development project with Federal and/or State aid, in accordance with the applicable State and Federal laws, respectfully represents and states:

1. That the airport, which it is desired to develop, should generally conform to the requirements for a transport type airport as defined by the Federal Aviation Administration.
2. The character, extent, and kind of improvements desired under the project are as follows:
 - a. Reconstruct Runway 18/36 Pavement; Install Perimeter Fence; Dutchman's Creek Culvert Rehabilitation; Extend Perimeter Road; Repair/Reconstruct Taxiways; Repair/Expand Aprons; Auto Parking Expansion and Reconfiguration; Wildlife Hazard Mitigation; SRE Equipment; Air Cargo Area Development; Master Plan Update; and any necessary related work.
3. That the airport project, which your petitioner desires to sponsor, is necessary for the following reasons: to meet the existing and future needs of the airport.

WHEREAS, it is recognized that the improvements petitioned for as listed will be funded individually or collectively as funds are available, with specific project costs to be approved as work is authorized, the proportionate cost of the airport development projects described above which are to be paid by the Sponsor to the Secretary of the Wisconsin Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the purposes of the project; any unneeded and unspent balance after the project is completed is to be returned to the Sponsor by the Secretary; the Sponsor will make available any additional monies that may be found necessary, upon request of the Secretary, to complete the project as described above; the Secretary shall have the right to suspend or discontinue the project at any time additional monies are found to be necessary by the Secretary, and the Sponsor does not provide the same; and

WHEREAS, the Sponsor is required by law (sec. 114.32(5), Wis. Stats.) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the federal Airport and Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.

“DESIGNATION OF SECRETARY OF TRANSPORTATION AS SPONSOR’S AGENT”

THEREFORE, BE IT RESOLVED, by the Sponsor that the Secretary is hereby designated as its agent and is requested to agree to act as such in matters relating to the airport development project described above, and is hereby authorized as its agent to make all arrangements for the development and final acceptance of the completed project whether by contact, agreement, force account or otherwise; and particularly, to accept, receive, receipt for and disburse federal monies or other monies, either public

or private, for the acquisition, construction, improvement, maintenance and operation of the airport; and, to acquire property or interests in property by purchase, gift, lease, or eminent domain under Chapter 32 of the Wisconsin Statutes; and, to supervise the work of any engineer, appraiser, negotiator, contractor or other person employed by the Secretary; and, to execute any assurances or other documents required or requested by any agency of the federal government and to comply with all federal and state laws, rules, and regulations relating to airport development projects.

FURTHER, the Sponsor requests that the Secretary provide, per Section 114.33(8)(a) of the Wis. Stats., that the Sponsor may acquire the required land or interests in land that the Secretary shall find necessary to complete the aforesaid project.

“AIRPORT OWNER ASSURANCES”

AND BE IT FURTHER RESOLVED, that the Sponsor agrees to maintain and operate the airport in accordance with certain conditions established in Chapter Trans 55, Wisconsin Administrative Code, or in accordance with Sponsor assurances enumerated in a Federal Grant Agreement.

AND BE IT FURTHER RESOLVED THAT THE _____ and _____ be authorized to sign and execute the Agency Agreement authorized by this Resolution.

RESOLUTION INTRODUCED BY: Planning, Development & Transportation Committee

APPROVED BY:

Tom Hinz

County Executive

January 28, 2009

Date

CERTIFICATION

I, **Darlene K. Marcelle**, Clerk of the County of Brown, Wisconsin, do hereby certify that the foregoing is a correct copy of a Resolution introduced at a meeting of the Brown County Board of Supervisors on **January 21, 2009**, adopted by a majority vote, and recorded in the minutes of said meeting.

Darlene K. Marcelle

Clerk

January 29, 2009

Date

A motion was made by Supervisor Warpinski and seconded by Supervisor Dantine “**to adopt**”.

A motion was made by Supervisor Erickson “**to refer to his amendment by changing wording to read ‘Petition for State Aid and Agency Agreement’.**”

A motion was made by Supervisor Warpinski and seconded by Supervisor Andrews “**to adopt as amended**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: _____
Tom Hinz, County Executive

Date: 1/28/2009

No. 11 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW.

Supervisors Haefs and Kaster asked the County Board Chair and Vice Chair to discuss a policy that

would require Department Heads to attend County Board meetings. Supervisor Haefs explained there are times items arise during a County Board meeting and it would be helpful for the Department Head to be there to address those questions.

Supervisor Dantine thanked Congressman Kagen for helping their Fire Department receive a \$98,000 grant from the Federal Government.

Supervisor Krueger requested that if the department is on the agenda the Department Head should be at the County Board meeting.

Supervisor Erickson thanked Tom Miller for attending all meetings and also echoed his desire to have Department Heads attend County Board Meetings.

Supervisor Lund voiced his concern about taking resolutions in one vote and asked the County Board Chair to announce that in the future this should not be allowed. He explained the people reading the minutes or watching televised proceedings would have no idea what the County Board is voting on when the resolutions and ordinances are taken all in one vote.

No. 12 -- BILLS OVER \$5,000 FOR PERIOD ENDING JANUARY 2, 2009

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck **“to pay the bills over \$5,000 for period ending January 2, 2009”**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 13 -- CLOSING ROLL CALL:

Present: Warpinski, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Andrews, Kaster, Williams, Fleck, Clancy, Wetzel, Langan, Scray, Hoeft, Lund
Excused: De Wane, Knier, Fewell

Total Present: 23 Total Excused: 3

No. 14 -- ADJOURNMENT TO WEDNESDAY, FEBRUARY 18, 2009, AT 7:00 P.M. LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.

A motion was made by Supervisor Dantine and seconded by Supervisor Vander Leest **“to adjourn to the above date and time”**. Voice vote taken. Motion carried unanimously with no abstentions.

Meeting adjourned at 8:40 p.m.

\s\ DARLENE K. MARCELLE
Brown County Clerk